

JUL 20 2005 10:49 AM FROM: BINGHAM MCCUTCHEN - SF 4155437861 NO. 9523 P. 8/19  
Case 3:05-cv-02700-MHP Document 5 Filed 07/20/2005 Page 1 of 3 204**FILED**

JUL 26 2005

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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 10 Intel Corporation

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN FRANCISCO DIVISION

15 RONALD KONIECZKA, individually and on  
 16 behalf of all others similarly situated,

17 Plaintiff,

18 v.

19 INTEL CORPORATION, a Delaware  
 20 corporation,

21 Defendant.

No. C-05-2700

STIPULATION AND [PROPOSED]  
 ORDER TO CONTINUE FILING DATE  
 FOR DEFENDANT'S RESPONSE TO  
 PLAINTIFF'S COMPLAINT

22 IT IS STIPULATED BY AND BETWEEN THE PARTIES, THROUGH THEIR  
 23 COUNSEL AS FOLLOWS:

24 Pursuant to Civil Local Rule 6-2, Plaintiff Ronald Konieczka and Defendant Intel  
 25 Corporation hereby stipulate that Intel Corporation's response to Plaintiff's complaint shall be  
 26 due either 60 days after transfer of the above captioned case pursuant to any motion to coordinate  
 or consolidate pre-trial proceedings per 28 U.S.C. Section 1407 or, in the alternative, 45 days  
 after any such motion has been denied. The parties request this transfer because the plaintiffs in  
*Brauch, et al. v. Intel Corp.*, No. C 05-2743 (BZ) (N.D. Cal., filed July 5, 2005), a related matter,

STIPULATION AND [PROPOSED] ORDER TO CONTINUE RESPONSE DATE

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1 have filed a petition to coordinate or consolidate pre-trial proceedings per 28 U.S.C. Section  
2 1407, and the above-styled action has been identified as a related action to that petition. As a  
3 result the outcome of the pending petition will impact significantly the schedule of this case.

4 This is the first stipulation between the parties. Because this litigation has just  
5 begun, granting such a stipulation will not have any negative impact on the schedule of this case.

6 IT IS HEREBY STIPULATED.  
7 DATED: July 19, 2005

8 Bingham McCutchen LLP

9  
10 By: 

11 JOY K. FUYUNO  
12 Attorneys for Defendant  
13 Intel Corporation

14 Law Offices of Jeffrey F. Keller

15  
16  
17 By: 

18 JEFFREY F. KELLER  
19 Attorneys for Plaintiff  
20 Ronald Konieczka

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**PROPOSED ORDER TO CONTINUE DEFENDANT'S RESPONSE DATE**

IT IS HEREBY ORDERED that Defendant Intel Corporation's response to Plaintiff's complaint shall be due either 60 days after transfer of the above captioned case pursuant to any motion to coordinate or consolidate pre-trial proceedings per 28 U.S.C. Section 1407, or, in the alternative, 45 days after any such motion has been denied.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: July 25, 2005

  
Honorable Marilyn Hall Patel  
United States District Judge